UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON

AT SEATTLE

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THE HONORABLE RICHARD A. JONES

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corporation,

v.

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NATIONAL UNION FIRE INSURANCE

ZURICH AMERICAN INSURANCE

COMPANY, a New York corporation;

ALASKA VILLAGE ELECTRIC COOPERATIVE, INC., an Alaska

COMPANY OF PITTSBURGH, PA, THROUGH CHARTIS GLOBAL MARINE, a Pennsylvania corporation; NATIONAL CASUALTY COMPANY, a Wisconsin

Plaintiff,

corporation: GREAT AMERICAN INSURANCE COMPANY OF NEW YORK, a New York corporation; and STARR

INDEMNITY & LIABILITY COMPANY, a Texas corporation,

Defendants.

I. Paul M. Butler, declare as follows:

IN ADMIRALTY AND AT LAW

Lead Case No. 2:11-cv-01375-RAJ

Member Case No. 2:11-cv-01819-RAJ

DECLARATION OF PAUL M. BUTLER

NOTE ON MOTION CALENDAR: August 1, 2014

I am the Regional Claims Manager, Specialty Marine Claims, of AIG 1. Property Casualty. I make this declaration from my own first-hand knowledge and after review of my company's records. AIG has acted for National Union Fire Insurance Company of Pittsburgh, PA, a defendant in this case, from the date this claim was first asserted, back in approximately May of 2011. I have been assigned to the matter the entire time. SCHWABE, WILLIAMSON & WYATT, P.C. DECLARATION OF PAUL M. BUTLER: Lead Case No. ABE, WILLIAMSON & WYATT Attorneys at Law Pacwest Center 1211 SW 5th Ave., Suite 1900 Portland, OR 97204 Telephone: 503.222.9981 2:11-cy-01375

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- 2. The firm of Bauer Moynihan & Johnson has acted continuously on behalf of National Union and its assureds the entire time this matter has been pending.
- 3. I have identified four first-party assignments for coverage matters that I handled with Bauer Moynihan commencing in March 2011 and going through the present. This includes one bad faith/coverage case currently being defended by Bauer Moynihan & Johnson for both National Union and National Casualty, a co-defendant in this case. One other claim was assigned by our home office to Bauer Moynihan during this time period, for evaluation of coverage issues.
- 4. To the best of my knowledge, Bauer Moynihan has not requested a waiver to act adversely to National Union in the AVEC/Vitus Marine case. It is unlikely that National Union would have consented to such a waiver.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing declaration is true and correct.

Dated this 15th day of July

DECLARATION OF PAUL M. BUTLER: Lead Case No. 2:11-cv-01375

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SCHWABE, WILLIAMSON & WYATT, P.C. Attorneys at Law Psoweet Center 1211 SW 5th Ave. Suite 1900 Portland, OR 97204 Telephone: 533 923 985 1

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CERTIFICATE OF SERVICE - 1 CASE NO. 2:11-cv-01375-RAJ AND CASE NO. 2:11-cv-01819-RAJ

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of July, 2014, I caused to be served the foregoing DECLARATION OF PAUL M. BUTLER on the following parties via United States District Court – Western District of Washington's Electronic Case Filing System ("ECF") at the following addresses:

• Claire L. Rootjes

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SCHWABE, WILLIAMSON & WYATT, P.C.

By:

/s/ Claire L. Rootjes
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National Union Fire Insurance Company
of Pittsburgh, PA, through Chartis
Global Marine, National Casualty
Company, Great American Insurance
Company of New York, and Starr
Indemnity & Liability Company

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